

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CITY OF
TULSA, OKLAHOMA,**

scheduled for Wednesday, January 11, 2023, at 5:00 P.M in the City Council Chamber, One Technology Center, 175 E. 2nd St., Second Floor, Tulsa, OK, to transact all business as set out in Notice and Agenda posted in the Office of City Clerk, Room 260, One Technology Center, 175 E. 2nd St., Second Floor, Tulsa, OK on Friday, January 6, 2023, at 4:41 P.M.

CALL TO ORDER

Chair Patrick called the meeting to order at 5:05 P.M.

ROLL CALL:

Hall-Harper	Present	Bengel	Present
Cue	Present	Decter Wright	Present
Patrick	Present	Lakin	Present
Bellis	Present	Fowler	Present
Miller	Present		
	Present:	9	
	Absent:	0	

STAFF PRESENT

Jack Blair, City Attorney
Lori Doring, Secretary to the Council
Elizabeth Tankard, Council Staff

1. RECEIPT & FILING OF MINUTES

- a. Minutes of Special Meeting held at 3:45 PM on December 5, 2022. [CC 1/11/23] 23-12-1
- b. Minutes of Regular Meeting held at 4:00 PM on December 7, 2022. [CC 1/11/23] 23-13-1
- c. Minutes of Regular Meeting held at 5:00 PM on December 7, 2022. [CC 1/11/23] 23-13-2
- d. Minutes of Regular Meeting held at 4:00 PM on December 14, 2022. [CC 1/11/23] 23-14-1
- e. Minutes of Regular Meeting held at 5:00 PM on December 14, 2022. [CC 1/11/23] 23-14-2

Councilor Lakin moved to approve 1.a – 1.e. Councilor Decter Wright seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		
Yeas: 9	Nays: 0	Absent: 0	Abstentions: 0

Motion carried.

2. APPOINTMENTS & REAPPOINTMENTS

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- a. Josiah Robinson – Appointment to the Human Rights Commission replacing Toby Jenkins; term expires July 1, 2025. (CD-4) [UED 12/14/22; CC 1/11/23] 22-1133-1
 - b. Matt Meyer – Appointment to the Sales Tax Overview Committee replacing Ellouise Cochrane; term expires December 31, 2026. (CD-7) [UED 12/14/22; CC 1/11/23] 22-1134-1
 - c. Pamela Amburgy – Reappointment to the Sales Tax Overview Committee; term expires December 31, 2026. (Attended 8/12 meetings.) (CD-8) [UED 12/14/22; CC 1/11/23] 22-1135-1

Public Comments:
John Huffines – 2.a – 2.c.

Councilor Lakin moved to approve 2.a – 2.c. Councilor Decter Wright seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		
Yeas: 9	Nays: 0	Absent: 0	Abstentions: 0

Motion carried.

3. PUBLIC HEARINGS

- a. No items this week.

4. MAYOR’S ITEMS

- a. Consideration and possible approval, adoption, denial, amendment or revision of Change Order No. 1 to Contract No. 136375 between the City of Tulsa and Becco Contractors, Inc., for Project No. 144208, TMUA 14-45 in the amount of thirty-two thousand, one hundred sixty-two dollars (\$32,162.00) due to storm sewer design changes needed to address longstanding drainage issues, adding structures and pipes on E. 11th St. from Sheridan Rd. to Memorial Dr. (CD-3,5) [UED 12/14/22; CC 1/11/23] 22-1125-2
- b. Consideration and possible approval, adoption, denial, amendment or revision of a Waterline Easement Donation by Tulsa Technology Center School District No. 18, of property located at 3720 S. Memorial Dr., Parcel 37-2018, Tulsa Technology Center Lemley Campus Addition, for the Tulsa Technology Center Waterline Easement Project. (CD-5) [CC 1/11/23] 22-1144-1
- c. Consideration and possible approval, adoption, denial, amendment or revision of a Sanitary Sewer Easement Donation by Hesselbein Tire Co., Inc. of property located at 6305 N. Yale Ave., Parcel 19, Cherokee Expressway Industrial District Addition, for the Allen Edwards New Facility Project. (Outside of City Limits) [CC 1/11/23] 22-1143-1
- d. Consideration and possible approval, adoption, denial, amendment or revision of a Waterline Easement Donation by Valued Partners Investments, LLC of property located at 12518 E. 21st St., Parcel 412, Stacey Lynn Plaza Addition, for the Easter Village Multi-Family Residential Development Project. (CD-6) [CC 1/11/23] 22-1145-1

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- e. Consideration and possible approval, adoption, denial, amendment or revision of a travel donation from the Southwest Section of American Water Works Association (SWAWWA) in the amount of one thousand, seventy-four dollars and thirty-five cents (\$1,074.35) for Eric Lee to travel to Santa Fe, NM on January 12-14, 2023, to attend the American Water Works Association (AWWA) 2023 Director's Meeting. [CC 1/11/23] 22-1146-1
 - f. Consideration and possible approval, adoption, denial, amendment or revision of a travel donation from the TPD Foundation in the amount of nine thousand, seven hundred dollars (\$9,700.00) for Charlie Hardaway to travel to Boston, MA on June 4-22, 2023, to attend the Senior Management Institute for Police (SMIP), which is a program of the Police Executive Research Forum (PERF). [CC 1/11/23] 22-1148-1
 - g. Consideration and possible approval, adoption, denial, amendment or revision of a Donation from GH2 Architects, for the 21st Street Market Immigrant Business Center, to develop a concept design including a proposed floor plan, conceptual code analysis, conceptual renderings, and a conceptual cost estimate, valued at twelve thousand, five hundred dollars (\$12,500.00). [CC 1/11/23] 23-8-1

Public Comments:
John Huffines – 4.e, 4.f.
Kathy McDonald – 4.f.

Councilor Lakin moved to approve 4.a – 4.g. Councilor Decter Wright seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		
Yeas: 9	Nays: 0	Absent: 0	Abstentions: 0

Motion carried.

5. AUTHORITIES, BOARDS & COMMISSIONS

- a. Monthly Status Report from the Sales Tax Overview Committee on current activities and efforts. [CC 1/11/23] 22-1141-1

Kathy Sebert presented the report.

Public Comments:
Kathy McDonald – 5.a.
John Huffines – 5.a.
- b. Consideration and possible approval, adoption, denial, amendment, or revision of a Final Plat for Enclave II Addison Creek Addition, consisting of One Hundred Six (106) Lots, Ten (10) Blocks, on 27.804 acres located south of the SW/c of 121st St. and S. Sheridan Rd. (TMAPC staff administratively **APPROVED** the final plat on behalf of TMAPC.) (CD-8) [CC 1/11/23] 22-1147-1
- c. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7670 from RS-3 to CS with an Optional Development Plan for property located west of the NW/c of N. Harvard Ave. and E. 36th St. N. requested by Lou Reynolds. (Property owner: Helen P. Powell Revocable Trust) (CD-1) (TMAPC voted 7-0-0 to recommend **APPROVAL** of CS zoning with an

Optional Development Plan.) [UED 12/14/22; CC 1/11/23; CC 1/25/23] 22-1126-2

- d. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7684 from RS-4 to RS-5 with an Optional Development Plan for property located northeast of the NE/c of S. 152nd E. Ave. and E. 41st St. S. requested by Tanner Consulting, LLC. (Property owner: RC Battle Creek, LLC) (CD-6) (TMAPC voted 7-0-0 to recommend **APPROVAL** of RS-5 zoning with an Optional Development Plan.) [UED 12/14/22; CC 1/11/23; CC 1/25/23] 22-1131-2

Councilor Lakin moved to approve 5.b – 5.d. Councilor Decter Wright seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 9 Nays: 0 Absent: 0 Abstentions: 0

Motion carried.

6. ORDINANCES - FIRST READING

- a. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to transfer unencumbered and unexpended appropriation balances of two hundred eighty-six thousand dollars (\$286,000.00) between projects within the TMUA Sewer Capital Projects SubFund. (Haikey Creek Lift Station Phase 4 Improvements) [PW 1/11/23; CC 1/11/23; CC 1/25/23] 23-7-2
- b. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Tulsa Revised Ordinances, Title 11, titled "Public Works Department"; Chapter 12, titled "Rights-of-Way Occupancy Management"; by amending Subsection 1206A.3.a of Section 1206, titled "Occupancy Fees or Inspection Fee and Service Charge"; increasing the amount of occupancy fee to be charged to occupancy permit holders in order to recover each permit holder's pro rata share of the burden on the right-of-way; providing an effective date of February 1, 2023. (**Emergency Clause**) [PW 1/11/23; CC 1/11/23; CC 1/25/23] 22-1149-2
- c. Consideration and possible approval, adoption, denial, amendment, or revision of an ordinance amending Title 27, Tulsa Revised Ordinances, titled “Penal Code”, Chapter 3, titled “Offenses Against Public Justice” by adding a new Section 312, titled “Willfully Disturbing or Interfering with City Business, Operations, or Employees”; providing a penalty for violations of Section 312. (**Emergency Clause**) (Decter Wright) [PW 1/11/23; CC 1/11/23; CC 1/25/23] 23-2-2

Without objection, items 6.a – 6.c were forwarded to the next Council meeting.

7. ORDINANCES - SECOND READING

- a. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Ordinance PUD-636-E/Z-5457-SP-5 from PUD-636-B/Z-5457-SP-4 for property located north of the NE/c of W. 81st St. S. and S. Union Ave. requested by Mark Capron. (Property owner: Oklahoma Veterinary Real Estate, LLC) (CD-2) (TMAPC voted 9-0-0 to recommend **APPROVAL** of PUD-636-E/Z-5457-SP-

5.) [UED 12/7/22; CC 12/14/22; CC 1/11/23] 22-1109-3

Councilor Lakin moved to approve 7.a. Councilor Decter Wright seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 9 Nays: 0 Absent: 0 Abstentions: 0

Motion carried.

8. COUNCIL ITEMS

- a. No items this week.

Council discussion ensued, leading to Councilor Decter Wright announcing that she would be partnering with DVIS for a town hall on January 31, 2023, for National Stalking Awareness and Human Trafficking Prevention Month. Councilor Cue announced that there would be a meeting for Southwest Tulsa businesses on January 12, 2023, at the Route 66 Village. Councilor Patrick reminded everyone of the Planitulsa town halls happening around the city.

9. NEW BUSINESS

- a. No items this week.

10. HEARING OF APPEALS

- a. **RESCHEDULED:** Hearing and possible action upholding or denying an appeal to the City Council requested by EJC Real Estate LLC, also known as El Super Corral, d/b/a Midnight Rodeo, 9379 East 46th Street Tulsa, OK, through its attorney, Ms. P. Gae Widdows, contesting the decision of the Nuisance Abatement Hearing Officer in Working in Neighborhoods (WIN) Case No. NUIS-063354-2022. The City Council may reverse or affirm, wholly or partly, or may modify the order, requirement, decision, or determination appealed from and may make such order, requirement, decision, or determination as ought to be made. [CC 1/11/23] 23-1-1

11. HEARING OF PUBLIC COMMENTS

- a. John Huffines – The 555 Initiative. [CC 1/11/23] 22-1140-1

John Huffines addressed the Council.

12. ADJOURNMENT

- a. Adjournment.

Chair Patrick adjourned the meeting at 5:48 P.M.

Crista Patrick, Chair of the Council

Lori Doring, Secretary to the Council